

Message Text

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67

ACTION IO-13

INFO OCT-01 ADP-00 AF-10 ARA-11 EA-11 EUR-25 NEA-10 RSC-01

COA-02 EB-11 OIC-04 CIAE-00 DODE-00 PM-09 H-02 INR-10

L-03 NSAE-00 NSC-10 PA-03 PRS-01 SS-14 USIA-12 ACDA-19

AEC-11 AGR-20 CG-00 COME-00 DOTE-00 FMC-04 INT-08

JUSE-00 NSF-04 OMB-01 TRSE-00 RSR-01 /231 W

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R 301715 Z MAR 73

FM USMISSION USUN NY

TO SECSTATE WASHDC 7242

UNCLAS USUN 1121

E. O. 11652 N/ A

TAGS: PBOR, UN

SUBJ: LOS: WORKING GROUP, SUBCOMMITTEE I: MARCH 27

1. WORKING GROUP (WG) APPROVED ARTICLE XVIII (LEGAL STATUS OF WATER SUPERJACENT TO AREA). TEXT FOLLOWS:
BEGIN TEXT BEGIN BRACKETS EXCEPT AS PROVIDED IN THESE ARTICLES
NOTHING HEREIN END BRACKETS, BEGIN BRACKETS NEITHER THESE ARTICLES
NOR ANY RIGHTS GRANTED OR EXERCISED PURSUANT THERETO END BRACKETS
SHALL AFFECT THE LEGAL STATUS OF THE WATERS SUPERJACENT TO THE
AREA BEGIN BRCKTS AS HIGH SEAS END BRACKETS OR THAT OF THE AIR-
SPACE ABOVE THOSE WATERS.

BEGIN BRCKTS 2. BEGIN BRCKTS EXCEPT AS PROVIDED IN THESE
ARTICLES END BRCKTS THE USE OF THE AREA FOR THE PURPOSE OF
EXPLORATION AND EXPLOITATION OF ITS RESOURCES SHALL NOT CONFLICT
WITH FREEDOM OF NAVIGATION, FISHING, SCIENTIFIC RESEARCH, LAYING
AND MAINTENANCE OF SUBMARINE CABLES AND PIPLINES AND OTHER
FREEDOMS OF THE HIGH SEAS. END CRCKTS END TEXT
IN ADDITION, WG AGREED TO MALTESE FOOTNOTE TO EFFECT THAT
ITS DELEGATION WISHED ARTICLE OMITTED ENTIRELY AS
FREEDOM OF HIGH SEAS ARE OBSOLETE OR OBSOLESCENT AND
SHOULD NOT BE RETAINED IN PRESENT CONVENTION.
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2. WG APPROVED ARTICLE XIX (NON- INTERFERENCE AND PROTECTION
OF ACTIVITIES IN AREA). INFORMAL WG HAD PREPARED FOL-

LOWING TEXT:

BEGIN TEXT 1. ALL ACTIVITIES IN THE MARINE ENVIRONMENT SHALL BE CONDUCTED WITH REASONABLE REGARD FOR THE EXPLORATION OF THE AREA AND THE EXPLOITATION OF ITS RESOURCES.

2. THE EXPLORATION OF THE AREA AND THE EXPLOITATION OF ITS RESOURCES SHALL NOT RESULT IN ANY UNJUSTIFIABLE INTERFERENCE WITH OTHER ACTIVITIES IN THE MARINE ENVIRONMENT. END TEXT
TRINIDAD AND TOBAGO COMPLAINED THAT CONSTRUCTION OF TWO PARAGRAPHS ARE NOT PARALLEL BUT US REP INSISTED ON RETENTION OF ABOVE LANGUAGE.

3. REMAINDER OF THE WG SESSION DEVOTED TO ARTICLE XVII (DUE REGARD OF THE RIGHTS ETC. OF COASTAL STATES) WHICH ENDED INCONCLUSIVELY.

4. ONE ISSUE INVOLVED FOOTNOTE TO ENTIRE ARTICLE WHICH HAD BEEN PROPOSED BY US AND THE NETHERLANDS AS FOLLOWS:
QTE ATTENTION WAS INVITED TO THE FACT THAT SEVERAL DELEGATIONS PROPOSED OR SUPPORTED THE IDEA OF AN INTERMEDIATE ZONE WHICH IN THEIR VIEW MIGHT BE RELEVANT TO THIS ARTICLE AT A LATER STAGE.
UNQTE. THIS PROVOKED CONSIDERABLE DEBATE AS TO WHETHER ANY SUPPORT EXISTS FOR INTERMEDIATE ZONE CONCEPT.

5. US PROPOSAL TO ADD IN BRACKETS TEXT QTE IN ACCORDANCE WITH INTERNATIONAL CONVENTIONS UNQTE TO MODIFY CONCEPT OF RIGHT OF COASTAL STATES TO ADOPT EMERGENCY MEASURE TO PREVENT DANGER TO COASTLINE RESULTED IN LONG OFTEN CONTENTIOUS DISPUTE WITH CONSIDERABLE PRESSURE, LEAD BY CANADA, TO FORCE US TO DROP BRACKETED PHRASE OR PLACE IT IN FOOTNOTE. ISSUE WAS LEFT UNRESOLVED AT END OF DAY'S SESSION.
SCHAUFLE

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<< END OF DOCUMENT >>

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